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In re Application of

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Lim Serial No.: 10/763,115 Filed: January 22, 2004 For: Expanding Interbody Implant and Articulating Inserter and Method Docket No: PC883.00/4906-017	PATENT PENDING Examiner: Mr. David C. Comstock Group Art Unit: 3733 Confirmation No.: 6097
Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)] I hereby certify that this correspondence is being: deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Transmitted by facsimile on the date shown below to the United States Patent and Trademark Offig at (57) 273-3300. May 5, 2009 Date This correspondence is being:

RESPONSE TO FINAL OFFICE ACTION

☑ electronically submitted via EFS-Web

This paper is being filed in response to the Office Action mailed March 5, 2009. While no fees should be required for entry of this response, if any fees or charges are required, the Office is hereby authorized to charge them to Deposit Account 18-1167.